

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MERRILL LYNCH MORTGAGE CAPITAL INC.,

Plaintiff,

- against -

RALPH ESMERIAN, CALYPSO MINES LLC,  
ENDYMION, LLC, R. ESMERIAN INC., TANGO  
LLC and FOXTROT LLC,

Defendants.

Electronically Filed

Case No. 08-cv-5058 (NRB)(MHD)

NY County Supreme Court  
Index No. 600012/2008

**NOTICE OF APPEARANCE**

To the Clerk of this Court and all parties of record:

Please enter my appearance as counsel in this case for plaintiff Merrill Lynch  
Mortgage Capital Inc. I certify that I am admitted to practice in this Court.

Dated: New York, New York  
June 12, 2008

/s/ John J. Rapisardi  
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